

401 KAR 51:005. Purpose and general provisions.

NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
Department of Environmental Protection
Division of Air Quality

Relates to: KRS 224.033

Pursuant to: KRS 13.082, 224.033

Necessity and Function: KRS 224.033 requires the Cabinet for Natural Resources and Environmental Protection to prescribe regulations for the prevention, abatement, and control of air pollution. This regulation establishes the general provisions as related to new sources with respect to the prevention of significant deterioration of air quality and construction of stationary sources impacting on non-attainment areas.

Section 1. Purpose. The purpose of this chapter is:

- (1) To prevent the significant deterioration of air quality in areas of Commonwealth of Kentucky where the air quality is better than the ambient air quality standards contained in 401 KAR 53:010; and
- (2) To provide conditions for the construction of new or modified sources which would impact on non-attainment areas in order that major new or major modified sources will not exacerbate existing violations of the ambient air quality standards.

Section 2. General Provisions.

- (1) Performance tests. The owner or operator of an affected facility subject to this chapter shall be subject to the provisions of 401 KAR 59:005, Section 2.
- (2) Notification and record keeping. The owner or operator of an affected facility subject to this chapter shall be subject to the provisions of 401 KAR 59:005, Section 3.
- (3) Monitoring. The cabinet may require the owner or operator of an affected facility subject to this chapter to install, calibrate, maintain and operate continuous emission monitoring system. All such continuous emission monitoring systems shall be subject to the provisions of 401 KAR 59:005, Section 4, and other provisions as the cabinet deems necessary.

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